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BI (0	Official Form 1) (04/														
United States Bankruptcy Court Northern District of Illinois							VOLUNTARY PETITION								
Name of Debtor (if individual, enter Last, First, Middle):							Name of Joint Debtor (Spouse) (Last, First, Middle):								
Vi	Vivrette Ricky O'Neal All Other Names used by the Debtor in the last 8 years														
	clude married, maide			rs				All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):							
	t four digits of Soc. S		ual-Taxpayer I	.D. (ITIN	N)/Comp	olete EIN		Last four (if more	digits of So than one, str	oc. Se ate all	c. or Individual-T	axpayer I	.D. (IT	TN)/Com	plete EIN
	et Address of Debto	r (No. and Stre	et, City, and S	tate):		***************************************		Street Address of Joint Debtor (No. and Street, City, and State):							
1	2 N. Central Par icago, Illinois	'k						\$ \\ \\ \\ \\ \\ \\ \\ \\ \\ \\ \\ \\ \\							
	inty of Residence or	of the Principa	l Place of Bus	iness:	ZIP CO	DDE 60651		ZIP CODE  County of Residence or of the Principal Place of Business:							
Co Mai	OK ling Address of Deb	tor (if different	from street ad	ldress):			$\dashv$	Mailing /	Address of J	Joint I	Debtor (if differen	t from stre	eet add	fress):	
											,			,	
					ZIP CO								5	IP CODE	3
Loc	ation of Principal As	sets of Busines	ss Debtor (if di	ifferent fr	rom stree	et address abov	/e):	A		***********					
<b></b> -		ype of Debtor			1		of I	Business		<del></del>	Chapter of B	ankruptc	y Code	IP CODE e Under \	Which
		n of Organization of Organization (heck one box.)			(Chec	ck one box.)					the Petitic	n is Filed	(Chec	ck one bo	x.)
52	Individual (include	es Joint Debtors	s)			Health Care B Single Asset R	Real	Estate as d	efined in		Chapter 7 Chapter 9			ter 15 Pet gnition of	ition for a Foreign
	See Exhibit D on pe Corporation (include	age 2 of this for des LLC and L	rm. LP)		1_	11 U.S.C. § 101(5 Railroad Stockbroker				Chapter 11 Main Pro		Proceedi ter 15 Pet	ng		
	Partnership Other (If debtor is		•	-1- v.alp	ΙŪ							gnition of	f a Foreign		
	this box and state t	ype of entity be	above enunes, elow.)	cneck	/ □	Commodity Bi Clearing Bank		टा					Nonn	nain Proce	eding
	Cha	pter 15 Debtor	rs		<u>  v</u>			ot Entity				Nature of	f Debt	s	
Cou	ntry of debtor's cente	er of main inter	rests:			(Check box	k box, if applicable.)  (Check one box.)  Debts are primarily consumer Debts a			* 9FA					
Each	country in which a	foreign procee	ding hy regan	ding or		Debtor is a tax-exempt organization under title 26 of the United States Code (the Internal Revenue Code).  Debtor is a tax-exempt organization debts, defined in 11 U.  § 101(8) as "incurred b individual primarily for			II U.S.C.		prim	arily			
agair	nst debtor is pending	C.	ume 0, 106	Tine, o.	1						individual prima	rily for a	1	Dusm	ess debts.
					l						personal, family, household purpos				
		Filing Fee	e (Check one b	ox.)			٦	Check on	a hove	<b></b>	Chapter 11 I	Debtors		•	
	Full Filing Fee atta	ched.						Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D).  Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D).							
	Filing Fee to be pai signed application t	id in installmen	its (applicable	to individ	iduals on	ly). Must attac	:h	100000000000000000000000000000000000000							
	unable to pay fee en	xcept in installi	ments. Rule 10	26myng 006(b). S	g mat me See Offic	cial Form 3A.		Check if: Deb	tor's aggreg	gate ne	oncontingent liqu	idated deb	ots (exc	cluding de	bts owed to
Ø	Filing Fee waiver re							insic	ders or affili	iates)	are less than \$2,4 three years there	90,925 (ai	mount	subject to	adjustment
	attach signed applic	ation for the co	ourt's consider	ration. Se	iee Offici	ial Form 3B.			applicable	e hoxes:					
								A pla	an is being	filed v	with this petition.	·iai	~		•
C14.42							$\perp$	Acce of cr	reditors, in a	me pi	an were solicited lance with 11 U.S	.C. § 1126	n trom 5(b).	one or m	ore classes
	stical/Administrati	•	_										ا		ACE IS FOR USE ONLY
	Debtor estimat	tes that funds w tes that, after ar unsecured crec	ny exempt proj	e for dist perty is e	tribution excluded	to unsecured collaborate to the secured collaborate to the security and administration to the secured collaborate to the secured	redit stive	itors. expenses p	paid, there v	will be	e no funds availab	le for	1	1	<b>-</b>
	nated Number of Cre	editors				r-1	<u></u>		_		_	(	万号	ļ	NITED STATI NORTHERN
<b>∠</b> 1-49	50-99	100-199	니 200-999	1,000-	:	5,001~		,001-	□ 25,001-		□ 50,001-	Over 100,000	P: o	AUG	FRA
				5,000	······································	10,000	25,	,000	50,000		100,000	100,000		8	TES BANKRUPTCY COUR V DISTRICT OF ILLINOIS
$\mathbf{Z}$	nated Assets				1								31.8	27	RAC A
\$0 to \$50,0	\$50,001 to	\$100,001 to \$500,000	\$500,001 to \$1	\$1,000,0 to \$10	,001 1	\$10,000,001	\$50	0,000,001 \$100	\$100,000, to \$500	,001	\$500,000,001	More		2015	금을
		\$300,000	million	million				llion	million		to \$1 billion	\$1 bi	"	S)	FIC
	nated Liabilities				ı								띪		Se d
\$0 to \$50,0	\$50,001 to	\$100,001 to \$500,000	\$500,001 to \$1	\$1,000,0 to \$10	,001	\$10,000,001	\$50	0,000,001 \$100	\$100,000,	,001	\$500,000,001	More tha	碶┃		SET
400,0	\$100,000	4500,000	million	million				llion	to \$500 million		to \$1 billion	\$1 billio	n		

Case 15-29066 Doc 1 Filed 08/25/15 Entered 08/25/15 16:26:33 Desc Main Document Page 2 of 14 B1 (Official Form 1) (04/13) Page 3 Name of Debtor(s): Ricky O'Neal Vivrette **Voluntary Petition** (This page must be completed and filed in every case.) Signatures Signature(s) of Debtor(s) (Individual/Joint) Signature of a Foreign Representative I declare under penalty of perjury that the information provided in this petition is true I declare under penalty of perjury that the information provided in this petition is true and correct. and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition. [If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12 (Check only one box.) or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. I request relief in accordance with chapter 15 of title 11, United States Code. [If no attorney represents me and no bankruptcy petition preparer signs the petition] I Certified copies of the documents required by 11 U.S.C. § 1515 are attached. have obtained and read the notice required by 11 U.S.C. § 342(b). Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the I request relief in accordance with the chapter of title 11. United States Code. chapter of title 11 specified in this petition. A certified copy of the specified in this petition. order granting recognition of the foreign main proceeding is attached. X Signature of Debtor (Signature of Foreign Representative) Signature of Joint Debtor 773-436-0120 (Printed Name of Foreign Representative) Telephone Number (if not represented by attorney) 08/21/2015 Date Signature of Attorney\* Signature of Non-Attorney Bankruptcy Petition Preparer Х I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as Signature of Attorney for Debtor(s) defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information Printed Name of Attorney for Debtor(s) required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum Firm Name fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached. Address Telephone Number Printed Name and title, if any, of Bankruptcy Petition Preparer Date Social-Security number (If the bankruptcy petition preparer is not an individual, \*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a state the Social-Security number of the officer, principal, responsible person or certification that the attorney has no knowledge after an inquiry that the information partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.) in the schedules is incorrect. Signature of Debtor (Corporation/Partnership) I declare under penalty of perjury that the information provided in this petition is true Address and correct, and that I have been authorized to file this petition on behalf of the debtor. The debtor requests the relief in accordance with the chapter of title 11. United States Signature Code, specified in this petition. X Date Signature of Authorized Individual Signature of bankruptcy petition preparer or officer, principal, responsible person, or Printed Name of Authorized Individual partner whose Social-Security number is provided above. Title of Authorized Individual Names and Social-Security numbers of all other individuals who prepared or assisted

individual.

Date

in preparing this document unless the bankruptcy petition preparer is not an

If more than one person prepared this document, attach additional sheets conforming

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or

to the appropriate official form for each person.

both. 11 U.S.C. § 110; 18 U.S.C. § 156.

Case 15-29066 Doc 1 Filed 08/25/15 Entered 08/25/15 16:26:33 Desc Main Document Page 3 of 14 Page 2 Name of Debtor(s):

B1 (Official Forn		1 age 3 of 14	Page 2				
Voluntary Peti (This page must	ition t be completed and filed in every case.)	Name of Debtor(s): Ricky O'Neal Vivrette					
	All Prior Bankruptcy Cases Filed Within Last 8	Years (If more than two, attach additional shee	rt.)				
Location Where Filed:		Case Number:	Date Filed:				
Location		Case Number:	Date Filed:				
Where Filed:	Pending Bankruptcy Case Filed by any Spouse, Partner, or Af						
Name of Debtor	renoing banks apicy case rited by any Spouse, 1 at ther, of At	Case Number:	Date Filed:				
District:		Tata da la					
District.		Relationship:	Judge:				
10Q) with the S of the Securities	Exhibit A  sed if debtor is required to file periodic reports (e.g., forms 10K and Securities and Exchange Commission pursuant to Section 13 or 15(d) is Exchange Act of 1934 and is requesting relief under chapter 11.)  a is attached and made a part of this petition.	Exhibit B  (To be completed if debtor is an individual whose debts are primarily consumer debts.)  I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I have delivered to the debtor the notice required by 11 U.S.C. § 342(b).  X  Signature of Attorney for Debtor(s) (Date)					
			, may				
Exhibit D  (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.)  Exhibit D, completed and signed by the debtor, is attached and made a part of this petition.  If this is a joint petition:  Exhibit D, also completed and signed by the joint debtor, is attached and made a part of this petition.							
<u>a</u>	Debtor has been domiciled or has had a residence, principal place of preceding the date of this petition or for a longer part of such 180 day	licable box.) of business, or principal assets in this District is than in any other District.	for 180 days immediately				
	There is a bankruptcy case concerning debtor's affiliate, general partr	·					
	Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District.						
	Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes.)						
	Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.)						
		(Name of landlord that obtained judgment)					
	Debtor claims that under applicable weak with a de-	(Address of landlord)					
Ц	Debtor claims that under applicable nonbankruptcy law, there are c entire monetary default that gave rise to the judgment for possessio	ircumstances under which the debtor would be p in, after the judgment for possession was entered	permitted to cure the l, and				
	Debtor has included with this petition the deposit with the court of of the petition.		i				
	Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)).						

B 1D (Official Form 1, Exhibit D) (12/09)

## UNITED STATES BANKRUPTCY COURT

Northern District of Illinois

In re Ricky O'Neal Vivrette	Case No
Debtor	(if known)

## EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

- 1. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.
- ☐ 2. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 14 days after your bankruptcy case is filed.

B ID (Official Form 1, Exh. D) (12/09) - Cont.

Page 2

☐ 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the seven days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Summarize exigent circumstances here.]

Due to my serious health condition of having a stroke I was unable to complete the credit counseling during the time alloted.

If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.

4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]
 Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.);
 Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);
 Active military duty in a military combat zone.
 5. The United States trustee or bankruptcy administrator has determined that the credit

I certify under penalty of perjury that the information provided above is true and correct.

Signature of Debtor:

counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.

Date: 08/21/2015

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In Re:	Vivrette, Ricky	del	
	Debtor (s)	) ) )	Case No.
		)	

## List of Creditors

500K of America P.O. Box 982235 EL Paso TX 79998	
State Collection Services 2509 5. Stoughton Road Madison, WI 53716	
57NCB/JLP RO Box 965007 Orlando, FL3D896	
TD Bank USA/target codit P.O. Box 673 Minneapolis, MN55440	
Turner Acceptance CRP 5900 W. Howard St. Stokie IL 60077	

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Debtor/Joint Debtor's Name: Vivrette Ricky ONFAL

CBNA	
P.O. Box 6189	
510UX Falls SD 57117	
Chase Card	
P.O. Box 15298	
Wilmington, DE 19850	
Discover Fin Sks LLC	
P.O. Box 15316	
Wilmington DE 19850	
MABT/CONTFIN	
121 Continental Dr. Stel	
Newark, DE 19713	
State Collection Service	
2509 5, Stoughton Rd	
Madison WI 53716	

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B 6D (Official Form 6D) (12/07)

In re VIVRETTE, RICKY O'NEAL ,	Case No.
Debtor	(If known)

#### SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is the creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H – Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim Without Deducting Value of Collateral" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion, if Any" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND AN ACCOUNT NUMBER (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
ACCOUNT NO. 154922756093			02/01/2015					
RILY FINANCIA 200 RENAISSANCE CTR DETROIT, MI 48243			AUTO FINANCING				20,029.00	
			VALUE\$ 20,029.00					
ACCOUNT NO.			20,020.00			L		
ACCOUNT NO.			VALUE\$					
					The same of the sa			
	<u> </u>		VALUE \$ Subtotal ▶					
continuation sheets attached			(Total of this page)				\$	\$
			Total ► (Use only on last page)				\$ 20,029.00	\$
							(Report also on Summary of Schedules.)	(If applicable, report also on Statistical Summary of Certain Liabilities and Relater

Data.)

B 8 (Official Form 8) (12/08)

## UNITED STATES BANKRUPTCY COURT

In re VirRette Ricky ONEAl
Case No. Chapter 7

## **CHAPTER 7 INDIVIDUAL DEBTOR'S STATEMENT OF INTENTION**

**PART** A – Debts secured by property of the estate. (Part A must be fully completed for **EACH** debt which is secured by property of the estate. Attach additional pages if necessary.)

Property No. 1	
Creditor's Name:	Describe Property Securing Debt:
Ally5 FIANCIAL	500 CLS 2006 MERCADES
Property will be (check one).	
☐ Surrendered ☐ Retained	
If retaining the property, I intend to (check at least one):  Redeem the property Reaffirm the debt Other. Explain using 11 U.S.C. § 522(f)).	(for example, avoid lien
Property is (check one):	
☐ Claimed as exempt	Not claimed as exempt
Property No. 2 (if necessary)	
Creditor's Name:	Describe Property Securing Debt:
Property will be (check one):	
Surrendered	
If retaining the property, I intend to (check at least one):  Redeem the property	
<ul><li>Reaffirm the debt</li><li>Other. Explain</li></ul>	(for example, avoid lien
Other. Explain using 11 U.S.C. § 522(f)).  Property is (check one):	(for example, avoid lien  Not claimed as exempt

B 8 (Official Form 8) (12/08)

Page 2

**PART B** – Personal property subject to unexpired leases. (All three columns of Part B must be completed for each unexpired lease. Attach additional pages if necessary.)

Property No. 1		
Lessor's Name:	Describe Leased Property:	Lease will be Assumed pursuant to 11 U.S.C. § 365(p)(2):  ☐ YES ☐ NO
Property No. 2 (if necessary)		
Lessor's Name:	Describe Leased Property:	Lease will be Assumed pursuant to 11 U.S.C. § 365(p)(2):  ☐ YES ☐ NO
Property No. 3 (if necessary)		
Lessor's Name:	Describe Leased Property:	Lease will be Assumed pursuant to 11 U.S.C. § 365(p)(2):
continuation sheets atta	ached (if ann)	
declare under penalty of	f perjury that the above indicates my in r personal property subject to an unexp  Signature of Debtor	
	Signature of Joint Debtor	

B 8 (Official Form 8) (12/08)

Page 3

## CHAPTER 7 INDIVIDUAL DEBTOR'S STATEMENT OF INTENTION

(Continuation Sheet)

#### PART A - Continuation

Property No.					
Creditor's Name:	Descrit	Describe Property Securing Debt:			
Property will be (check one):		<del></del>			
☐ Surrendered	☐ Retained				
If retaining the property, I intend to (a Redeem the property Reaffirm the debt Other. Explain	check at least one):	(for example, avoid lien			
using 11 U.S.C. § 522(f)).					
Property is (check one):					
☐ Claimed as exempt ☐ Not claimed as exempt					
PART B - Continuation  Property No.					
Lessor's Name:	Describe Leased Prope	to 11 U.S.C. § 365(p)(2):  ☐ YES ☐ NO			
D M.	٦				
Property No.		1			
Lessor's Name:	Describe Leased Prope	to 11 U.S.C. § 365(p)(2):			

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B 201B (Form 201B) (12/09)

## UNITED STATES BANKRUPTCY COURT

Northern District of Illinois

In re Vivrette Ricky O'Neal Debtor	Case No.
Deotoi	Chapter
	CE TO CONSUMER DEBTOR(S) HE BANKRUPTCY CODE
	ney] Bankruptcy Petition Preparer the debtor's petition, hereby certify that I delivered to the debtor the
Printed name and title, if any, of Bankruptcy Petition Preparer Address:	Social Security number (If the bankruptcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person, or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)
Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.	
	on of the Debtor I read the attached notice, as required by § 342(b) of the Bankruptcy  X  OB/21/2015  Signature of Debtor
Case No. (if known)	XSignature of Joint Debtor (if any) Date
Instructions: Attach a copy of Form B 201A. Notice to Con	nsumer Debton's) Under 8 342(b) of the Bankruptcy Code

Instructions: Attach a copy of Form B 201A, Notice to Consumer Debtor(s) Under § 342(b) of the Bankruptcy Code.

Use this form to certify that the debtor has received the notice required by 11 U.S.C. § 342(b) only if the certification has NOT been made on the Voluntary Petition, Official Form B1. Exhibit B on page 2 of Form B1 contains a certification by the debtor's attorney that the attorney has given the notice to the debtor. The Declarations made by debtors and bankruptcy petition preparers on page 3 of Form B1 also include this certification.

#### UNITED STATES BANKRUPTCY COURT

# NOTICE TO CONSUMER DEBTOR(S) UNDER §342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice to individuals with primarily consumer debts: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case.

You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

Notices from the bankruptcy court are sent to the mailing address you list on your bankruptcy petition. In order to ensure that you receive information about events concerning your case, Bankruptcy Rule 4002 requires that you notify the court of any changes in your address. If you are filing a **joint case** (a single bankruptcy case for two individuals married to each other), and each spouse lists the same mailing address on the bankruptcy petition, you and your spouse will generally receive a single copy of each notice mailed from the bankruptcy court in a jointly-addressed envelope, unless you file a statement with the court requesting that each spouse receive a separate copy of all notices.

#### 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days <u>before</u> the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies. Each debtor in a joint case must complete the briefing.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses. Each debtor in a joint case must complete the course.

#### 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

Chapter 7: Liquidation (\$245 filing fee, \$46 administrative fee, \$15 trustee surcharge: Total fee \$306)
Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, the United States trustee (or bankruptcy administrator), the trustee, or creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.

Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.

The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny

your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.

Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

## <u>Chapter 13</u>: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$46 administrative fee: Total fee \$281)

Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.

Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.

After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

### **Chapter 11:** Reorganization (\$1,167 filing fee, \$46 administrative fee: Total fee \$1,213)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

#### Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$46 administrative fee: Total fee \$246)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

#### 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

WARNING: Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court. The documents and the deadlines for filing them are listed on Form B200, which is posted at <a href="http://www.uscourts.gov/bkforms/bankruptcy">http://www.uscourts.gov/bkforms/bankruptcy</a> forms.html#procedure.